



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Harper M. Bruce  
Title : **Adjustable Musician's Stand**  
Appl. No. : 10/823,092  
Filing Date : April 13, 2004  
Atty Docket No.: 291A

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**CERTIFICATE OF MAILING OF LISTED PAPERS**

Date of Deposit: January 21, 2005

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I hereby certify that the following itemized and attached paper(s) and/or fee(s) is(are) being deposited with the United States Postal Service as first class mail on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450:

- (a) Notice to File Missing Parts of Nonprovisional Application;
- (b) Transmittal letter and copy for Financial Branch;
- (c) Fee Transmittal Form PTO/SB/17;
- (d) Executed Combined Declaration and Power of Attorney;
- (e) Executed Small Entity Statement;
- (f) Seven (7) sheets of replacement drawings **FIGS. 16-29**;
- (g) Check No. 5516 for \$790;
- (h) Acknowledgment Postcard.

Respectfully submitted,

R. Ortwein-Kovaleski, Secretary for  
Clinton H. Wilkinson  
Attorney for the Applicant  
Registration No. 43,247

Dated: January 21, 2005

Law Offices of Charles A. Wilkinson  
68 East Broad Street  
P.O. Box 1426  
Bethlehem, PA 18016-1426  
Telephone: 610/867-9700  
Facsimile: 610/868-8869



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SUBMISSION OF COMBINED EXECUTED DECLARATION  
AND POWER OF ATTORNEY PLUS SMALL ENTITY STATEMENT

Sir:

Responsive to the "Notice to File Missing Parts of Nonprovisional Application - *Filing Date Granted*" mailed September 22, 2004, please find attached hereto the following:

- (a) Notice to File Missing Parts of Nonprovisional Application;
- (b) Fee Transmittal Form PTO/SB/17;
- (c) Executed Combined Declaration and Power of Attorney;
- (d) Executed Small Entity Statement;
- (e) Seven (7) sheets of replacement drawings **FIGS. 16-29**;
- (f) Certificate of Mailing of Listed Papers;
- (g) Check No. 5516 for \$790;
- (h) Acknowledgement Postcard.

**REMARKS**

Applicant hereby petitions for a two-month extension to January 21, 2005 for responding to the "Notice to File Missing Parts - *Filing Date Granted*" dated September 22, 2004.

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Applicant hereby submits an executed Combined Declaration and Power of Attorney and Small Entity Statement, plus Check No. 5516 in the amount of \$790 for payment of the filing, search and examination fees totaling \$500, plus the surcharge for filing the Declaration and filing fees subsequent to the filing date of the application at the Small Entity Rate of \$65, plus the two-month Extension Fee at the Small Entity rate of \$225. A fee calculation sheet is also enclosed.

Applicant also is submitting seven (7) sheets of replacement drawings, **FIGS. 16-29** it is believed are in compliance with 37 CFR 1.84 and 37 CFR 1.121. It is believed this completes the formalities in the filing of this application.

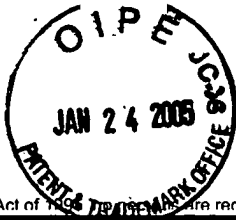
If any other fees or charges are due upon filing, the Commissioner is authorized and requested to charge such fees or credit any overpayment to Deposit Account 15-0385. A duplicate of this letter is enclosed for the Financial Branch.

Very truly yours,



Clinton H. Wilkinson  
Attorney for the Applicant  
Registration No. 43,247

CHW:rk  
Enclosures



Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 790

**Complete if Known**

Application Number	10/823,092
Filing Date	April 13, 2004
First Named Inventor	Harper M. Bruce
Examiner Name	
Art Unit	
Attorney Docket No.	319A

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	500
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25

Each independent claim over 3 (including Reissues)

200	100
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Multiple dependent claims

360	180
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Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): late filing surcharge (65) plus petition for 2-month extension (225)

290

**SUBMITTED BY**

Signature	<i>Charles A. Wilkinson</i>	Registration No. (Attorney/Agent) 20,891	Telephone 610-867-9700
Name (Print/Type)	Charles A. Wilkinson	Date January 21, 2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

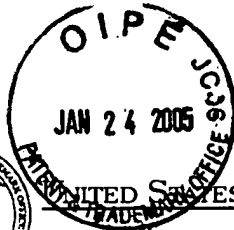
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/27/2005 WHEKONEN 00000013 10823092

225.00 DP

03 FC:2252

SPW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,092	04/13/2004	Harper M. Bruce	291A

CONFIRMATION NO. 3153

## FORMALITIES LETTER



\*OC000000013861578\*

Law Offices of Charles A. Wilkinson  
 68 East Broad Street  
 P.O. Box 1426  
 Bethlehem, PA 18016-1426

Date Mailed: 09/22/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/27/2005 MMEKONEN 00000013 10823092

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 395.00 DP  
 02 FC:2051 65.00 DP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 18-20, 22, 22A, 23-26, 28, 29.
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 16, 17, 21, 27.

Repln. Ref: 01/27/2005 MMEKONEN 0017013500  
 DA#:150385 Name/Number:10823092  
 FC: 9204 \$105.00 CR

- A replacement abstract commencing on a separate sheet in compliance with 37 CFR 1.72(b) and 37 CFR 1.121 is required.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE